

**ORIGINAL**  
Criminal Division  
Dept. of Court Records  
Allegheny County, PA.

IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA  
CRIMINAL DIVISION

COMMONWEALTH OF PENNSYLVANIA

**CC No.** 201202821

v.

**OTN No.** G-547703-2

MATTHEW EBO,

Defendant

**JUDGE:** Beth A. Lazzara

**CHARGES:**

Criminal Homicide – First Degree Murder/  
Robbery-Inflict Serious Bodily Injury/Robbery-  
Motor Vehicle/Carrying Firearms Without a  
License/Possession of a Firearm/Criminal  
Conspiracy (2 Counts)

**NOTICE OF APPEAL  
TO THE SUPERIOR COURT**

Filed on behalf of:  
**MATTHEW EBO,**  
Defendant

FILED

13 JUL 25 AM 10:07

DEPT. OF COURT RECORDS  
CRIMINAL DIVISION  
ALLEGHENY COUNTY PA

ELLIOT HOWSIE  
Public Defender  
PA I.D. #83441

Counsel of Record:

SUZANNE M. SWAN  
Chief - Appellate Division  
PA I.D. #46183

JESSICA L. HERNDON \*\*\*  
Assistant Public Defender  
Appellate Counsel  
PA I.D. #93388

PUBLIC DEFENDERS OFFICE  
400 County Office Building  
542 Forbes Avenue  
Pittsburgh, Pennsylvania 15219-2904

\*\*\* Counsel of Record

(412) 350-2403

Respondents' Exhibit 34

IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA  
CRIMINAL DIVISION

COMMONWEALTH OF PENNSYLVANIA

v.

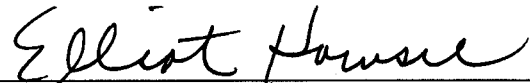
MATTHEW EBO,  
Defendant

CC No. 201202821

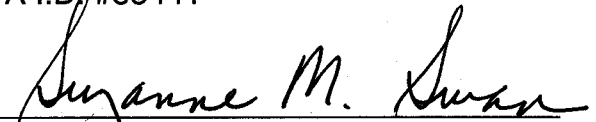
OTN No. G-547703-2

**NOTICE OF APPEAL TO SUPERIOR COURT OF PENNSYLVANIA**

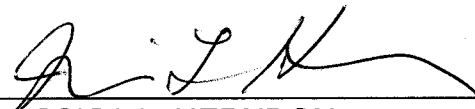
This Notice of Appeal is hereby given that the defendant, **MATTHEW EBO**, appeals to the Superior Court of Pennsylvania from the Judgment of Sentence imposed on November 28, 2012, by the Honorable Beth A. Lazzara, of the Criminal Division of the Court of the Common Pleas of Allegheny County, Pennsylvania, which became final on June 26, 2013, when Defendant's Post-Sentence Motions were denied by Operation of Law pursuant to Pa.R.Crim.P.No. 720.



ELLIOT HOWSIE  
Public Defender  
PA I.D. #83441



SUZANNE M. SWAN  
Chief - Appellate Division  
PA I.D. #46183



JESSICA L. HERNDON  
Assistant Public Defender  
Appellate Counsel  
PA I.D. #93388

Commonwealth of Pennsylvania  
v.  
Matthew Ebo

IN THE COURT OF COMMON PLEAS OF  
ALLEGHENY COUNTY, PENNSYLVANIA

CRIMINAL DIVISION

DOCKET NO: CP-02-CR-0002821-2012

## Order-Denial of Post Sentence Motion By Operation of Law

AND NOW, this 26th day of June, 2013, the motion for post sentence relief presented by The Office of The Public Defender in this matter, is DENIED by operation of law pursuant to Pa.R.Crim.P. 720(B)(3)(b).

The defendant is advised of the following:

1. You have the right to file an appeal within 30 days of the entry of this order,
2. You have the right to the assistance of counsel in the preparation of your appeal,
3. You have the right, if you are indigent, to appeal in forma pauperis and to proceed with assigned counsel as provided in Pa.R.Crim.P. 122; and
4. You have a qualified right to bail under Pa.R.Crim.P. 521(B).

BY THE COURT:

*Kate Barkman*

Kate Barkman

DEPT. OF COURT RECORDS  
CRIMINAL DIVISION  
ALLEGHENY COUNTY PA

13 JUL -9 PM 3:52

FILED

IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA  
CRIMINAL DIVISION

COMMONWEALTH OF PENNSYLVANIA

vs.

MATTHEW EBO

)  
**ORIGINAL**  
Criminal Division  
Dept. of Court Records  
Allegheny County, PA.

CC No.: 201202821

OTN: G 547703-2

Charge: Criminal Homicide  
1st\_Degree Murder

ORDER OF COURT IMPOSING LIFE SENTENCE

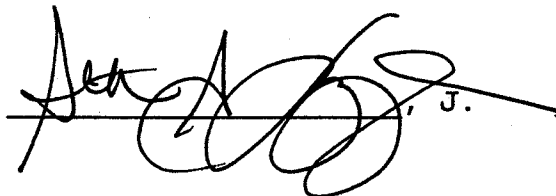
AND NOW, to-wit, this 28th day of November, 2012 in open Court, the Defendant having been convicted of First Degree Murder, appearing with counsel, and pursuant to 18 Pa.C.S.A. §1102 and 42 Pa.C.S.A. §9711, the sentence of the Court is that you, MATTHEW EBO, undergo imprisonment for the period of your natural life and stand committed; and be committed to the custody of the Department of Corrections for confinement in such State Correctional Facility authorized to receive males, and shall be delivered to the State Correctional Facility as determined by the Department of Corrections, there to be kept, fed, clothed and treated as the law directs.

This sentence to begin and take effect as of November 28, 2012.

FILED

2012 NOV 29 PM 1:42

DEPT. OF COURT RECORDS  
CRIMINAL DIVISION  
ALLEGHENY COUNTY PA

 J.

Commonwealth of Pennsylvania  
v.  
Matthew Ebo

IN THE COURT OF COMMON PLEAS OF  
ALLEGHENY COUNTY, PENNSYLVANIA

CRIMINAL DIVISION

DOCKET NO: CP-02-CR-0002821-2012  
OTN: G5477032

## ORDER OF SENTENCE

AND NOW, this 28th day of November, 2012, the defendant having been convicted in the above-captioned case is hereby sentenced by this Court as follows. The defendant is to pay all applicable fees and costs unless otherwise noted below:

**Count 1 - 18 §2501 §§A - Criminal Homicide -(H1)**

To be confined for a Period of Life at SCI Camp Hill.

**Count 2 - 18 §3701 §§A1 - Robbery-Inflct Serious Bodily Injury -(F1)**

A determination of guilty without further penalty.

**Count 3 - 18 §3702 §§A - Robbery Of Motor Vehicle -(F1)**

To be confined for a Minimum Term of 10 years and a Maximum Term of 20 years at SCI Camp Hill.

This sentence is to be served consecutive to:

CP-02-CR-0002821-2012 Ct # 1 Confinement

**Count 4 - 18 §6106 §§A1 - Firearms Not To Be Carried W/O License -(F3)**

To be confined for a Minimum Term of 3 years and 6 months and a Maximum Term of 7 years at SCI Camp Hill.

This sentence is to be served consecutive to:

CP-02-CR-0002821-2012 Ct # 3 Confinement

**Count 5 - 18 §6105 §§A1 - Possession Of Firearm Prohibited -(M1)**

To be confined for a Minimum Term of 2 years and 6 months and a Maximum Term of 5 years at SCI Camp Hill.

This sentence is to be served consecutive to:

CP-02-CR-0002821-2012 Ct # 4 Confinement

**Count 6 - 18 §903 §§C - Conspiracy - Robbery-Inflct Serious Bodily Injury -(F1)**

To be confined for a Minimum Term of 10 years and a Maximum Term of 20 years at SCI Camp Hill.

This sentence is to be served consecutive to:

CP-02-CR-0002821-2012 Ct # 5 Confinement

**Count 7 - 18 §903 §§C - Conspiracy - Criminal Homicide -(H1)**

To be confined for a Minimum Term of 20 years and a Maximum Term of 40 years at SCI Camp Hill.

This sentence is to be served consecutive to:

CP-02-CR-0002821-2012 Ct # 6 Confinement

*By the Court*  
*Longenecker, J.*

0224

FILED

12 MAR 28 AM 8:47

DEPT OF COURT RECORDS  
CRIMINAL DIVISION  
ALLEGHENY COUNTY PA

## Commonwealth of Pennsylvania

vs

Matthew Lamar Ebo

CC No. CC201202821

O.T.N. No. G 547703-2

B.C.I. No.

S.I.D. No. 27027024

Race Black

Sex Male

SS # [REDACTED]

D.O.B. [REDACTED]

Offense Date 05/16/2011

Filed Date 12/07/2011

Pre-Trial Date 03/27/2012

180/365 Dates 06/04/2012 / 12/06/2012

F / A Date 04/04/2012

Judge

Reporter

Minute Clerk

A.D.A.

SEE ATTACHED SHEET CASE(S) TO BE LINKED

Count 1: 182501A: CRIMINAL HOMICIDE

Count 2: 183701A1I: ROBBERY- SERIOUS BODILY INJURY

Count 3: 183702A: ROBBERY OF MOTOR VEHICLE

Count 4: 186106A1: CARRYING FIREARM WITHOUT A LICENSE

Count 5: 186105C: PERSON NOT TO POSSESS A FIREARM

Count 6: 18903A1: CRIMINAL CONSPIRACY

And now 4/7/12 the commonwealths motion to amend criminal information at count 6 to read conspiracy to commit robbery, count 7 will be amended to add criminal conspiracy to commit murder. motion granted. See order filed.

and now 4/7/12 the commonwealths motion for discovery for the defense to disclose materials within paragraph four of the motion is to be delivered in a timely manner before trial. Motion granted. See order filed.

Respondents' Exhibit 34



And now ~~up to the court~~  
motion for bond has been  
denied.

By the Court  
Sund, J.

RECEIVED BY  
COURT CLERK  
JUL 16 2022

# Amended Information

**\*CC201202821\***

## Commonwealth of Pennsylvania

vs

**Matthew Lamar Ebo**

CC No. CC201202821

O.T.N. No. G 547703-2

B.C.I. No.

S.I.D. No. 27027024

Race Black

Sex Male

SS # [REDACTED]

D.O.B. [REDACTED]

Offense Date 05/16/2011

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180/365 Dates 06/04/2012 / 12/06/2012

F / A Date 04/04/2012

Judge

Reporter

Minute Clerk

A.D.A. Steven M Stadtmiller

**SEE ATTACHED SHEET CASE(S) TO BE LINKED**

Count 1: 182501A: CRIMINAL HOMICIDE

Count 2: 183701A1I: ROBBERY- SERIOUS BODILY INJURY

Count 3: 183702A: ROBBERY OF MOTOR VEHICLE

Count 4: 186106A1: CARRYING FIREARM WITHOUT A LICENSE

Count 5: 186105C: PERSON NOT TO POSSESS A FIREARM NJ (M1)

Count 6: 18903A1: CRIMINAL CONSPIRACY

Count 7: 18903A1: CRIMINAL CONSPIRACY

over  
Respondents' Exhibit 34



By the Court

*Leung, J.*

And now 7/27/12 the Commonwealth's motion to introduce evidence the full transcript at trial has been GRANTED. See motion filed.

By the Court

*Leung, J.*

And now 7/27/12 the Commonwealth's motion to present evidence of standards Thaddeus Crumbleys' actions on 4/2/11 has been GRANTED. See motion filed.

By the Court

*Leung, J.*

And now 7/27/12 the motion to amend count 5 of the criminal information to U10SCH has been granted and will be heard non jury. See motion filed.

By the Court

*Leung, J.*

CASE(S) LINKED TOGETHER:

COMMONWEALTH V. MATTHEW LAMAR EBOCC201111428 No Date  
CC201113358 No DateJudge:  
Judge:D/A: Lawrence E Sachs  
D/A: Lawrence E SachsTHADDEUS THOMAS CRUMBLEY  
CC201202820 No Date

Judge:

D/A: Steven M Stadtmiller

DATE 8/22/12JUDGE Beth LazzaraA.D.A. Steve StadtmillerDEFT. Randall McKinneyREPORTER Tant BartoMINUTE CLERK Ashley Punhart

In regards to count 5

and now 8/22/12Defendant present in open court  
with counsel pleads not guilty and  
waives trial by Jury. See waiver  
filed. on person not to possess.DATE 8/22/12JUDGE Beth LazzaraA.D.A. Steve StadtmillerDEFT. Randall McKinneyREPORTER Tant BartoMINUTE CLERK A Punhartand now 8/22/12In Open Court Defendant(s) with counsel  
pleads Not Guilty. Issue joined by  
District Attorney.

JURY SWORN: 10:02 AM

And now 9/4/12 the  
defendant is adjudged  
at count 1 GUILTY  
count 2 GUILTY  
count 3 GUILTY  
count 4 GUILTY  
count 6 GUILTY  
count 7 GUILTYVerdict received on 9/4/12 at  
2:34 PM and recorded at 2:39 PM  
and now 9/4/12  
Defendant(s) present in  
open court when verdict(s)  
recorded.

Respondents' Exhibit 34

02229

AND NOW, 9/4/12  
 Defendant present in open court,  
 after bench trial, Defendant is hereby  
 adjudged GUILTY  
 as charged. on count 5  
 BY THE COURT:

By the Court  
 [Signature]

Defendant (s) present in  
 open court when verdict (s)  
 recorded.

Trial Judge.

By the Court  
 [Signature]

WINNIE CTEBK

KEBOBIEB

DEEL

A.D.A.

JUDGE

DATE

AND NOW, 9/4/12  
 SENTENCE DEFERRED PENDING  
 PRE-SENTENCE REPORT.

Sentencing set  
 November 28, 2012

And now 10/5/12 the  
 defense motion for extraordinary  
 relief has been DENIED.

By the Court  
 [Signature]

And now 10/5/12 the defense motion  
 for amended relief has been  
DENIED

By the Court  
 [Signature]

And now 10/5 the motion to  
 proceed in forma pauperis has  
 been GRANTED

WINNIE CTEBK By the Court  
 [Signature]

KEBOBIEB

And now 10/5/12 the motion  
 regarding to Richard  
 [Signature] and Jaden  
 Robinson has been DENIED

DATE

By the Court  
 [Signature]

And now 11/28/12

SENTENCE PENALTY IMPOSED.  
 SEE ORDER FILED.

CR-M. Spagnolo

**IN THE COURT OF COMMON PLEAS  
COUNTY OF ALLEGHENY  
CRIMINAL DIVISION**

**COMMONWEALTH OF PENNSYLVANIA**

**VS.**

**MATTHEW LAMAR EBO**

**Criminal Action No. CC201202821**

The District Attorney of ALLEGHENY County, by this information charges that on (or about) Monday, the 16th day of May, 2011 in the said County of ALLEGHENY, MATTHEW LAMAR EBO hereinafter called actor, did commit the crime or crimes indicated herein, that is:

- Count 1                                      **CRIMINAL HOMICIDE**                                      Murder
- The actor intentionally, knowingly, recklessly or negligently caused the death of Todd Mattox another human being, in violation of Section 2501 (a) of the Pennsylvania Crimes Code, Act of December 6, 1972, 18 Pa. C.S. §2501(a), as amended.
- Count 2                                      **ROBBERY- SERIOUS BODILY INJURY**                                      Felony 1
- The actor in the course of committing a theft, either inflicted serious bodily injury upon Todd Mattox threatened that person or persons with, or put that person or persons in fear of immediate serious bodily injury, in violation of Section 3701(a)(1)(i) or (ii) of the Pennsylvania Crimes Code, Act of December 6, 1972, 18 Pa. C.S. §3701 (a)(1)(i) or (ii).
- Count 3                                      **ROBBERY OF MOTOR VEHICLE**                                      Felony 1
- The actor stole or took a motor vehicle, namely, a Nissan Sentra, from another person in the presence of that person or any other person in lawful possession of the motor vehicle, namely Todd Mattox, in violation of Section 3702 of the Pennsylvania Crimes Code, Act 28 of June 8, 1993, 18 Pa. C.S. §3702, as amended.
- Count 4                                      **CARRYING FIREARM WITHOUT A LICENSE**                                      Felony 3
- The actor carried, without a license therefore as provided by Chapter 61, Subchapter A of the Pennsylvania Crimes Code, 18 Pa. C.S. §6101 et. seq. a firearm concealed on or about his person, or in a vehicle, in violation of Section 6106 of the Pennsylvania Crimes Code, Act of December 6, 1972, 18 Pa. C.S. §6106, as amended.

Count 5

## PERSON NOT TO POSSESS A FIREARM

Misdemeanor 1

The actor possessed, used, controlled, sold, transferred, manufactured or obtained a license to possess, use, control, sell, transfer or manufacture a firearm, said actor being a person who was adjudicated delinquent of Rape and/or Aggravated Assault in violation of Section 6105(a)(1) and (c) of the Pennsylvania Crimes Code, Act of December 6, 1972, 18 Pa.C.S. §6105(a)(1) and (c), as amended.

Count 6

## CRIMINAL CONSPIRACY

Felony 1

The actor, with the intent of promoting or facilitating the crime(s) of Robbery, conspired and agreed with Thaddeus Crumbley that they or one or more of them would engage in conduct constituting such crime(s) or an attempt or solicitation to commit such crime(s), and in furtherance thereof committed one or more of the following overt acts: brandished a firearm and/or pointed a firearm at Todd Mattox and/or robbed and/or shot Todd Mattox and/or took the victim's property, in violation of Section 903 (a) (1) of the Pennsylvania Crimes Code, Act of December 6, 1972, 18 Pa. C.S. §903 (a)(1), as amended.

Count 7

## CRIMINAL CONSPIRACY

Murder

The actor, with the intent of promoting or facilitating the crime(s) of Murder conspired and agreed with Thaddeus Crumbley that they or one or more of them would engage in conduct constituting such crime(s) or an attempt or solicitation to commit such crime(s), and in furtherance thereof committed one or more of the following overt acts: brandished a firearm and/or pointed a firearm at Todd Mattox and/or shot Todd Mattox, in violation of Section 903 (a) (1) of the Pennsylvania Crimes Code, Act of December 6, 1972, 18 Pa. C.S. §903 (a)(1), as amended.

All of which is against the Act of Assembly and the peace and dignity of the Commonwealth of Pennsylvania.

---

Attorney for the Commonwealth

**CASE(S) LINKED TOGETHER:**

**COMMONWEALTH V. MATTHEW LAMAR EBO**

CC201111428 No Date  
CC201113358 No Date

Judge:  
Judge:

D/A: Lawrence E Sachs  
D/A: Lawrence E Sachs

THADDEUS THOMAS CRUMBLEY  
CC201202820 No Date

Judge:

D/A:

CC No. CC201202821

COMMONWEALTH OF PENNSYLVANIA

VS

MATTHEW LAMAR EBO

RECEIPT OF COPY OF INFORMATION

I hereby certify that I have received a copy of the information filed by the District Attorney in the above-captioned action.

/ / DEFENDANT

/ / DEFENDANT'S COUNSEL OF RECORD

  
\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
DATE



IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA  
CRIMINAL DIVISION

COMMONWEALTH OF PENNSYLVANIA	:	CC No. 201202821
	:	
v.	:	OTN No. G-547703-2
	:	
MATTHEW EBO,	:	
Defendant	:	

**PETITION TO PROCEED IN FORMA PAUPERIS**

AND NOW, July 24, 2013, comes the above-captioned Petitioner, **MATTHEW EBO**, by his attorney, Jessica L. Herndon, Esquire, of the Office of the Public Defender of Allegheny County, Pennsylvania, and respectfully represents as follows:


1. The Office of the Public Defender did not represent Mr. Matthew Ebo at his Jury Trial and Sentencing proceedings in the lower court before the Honorable Beth A. Lazzara at the above referenced CC number.
2. The Office of the Public Defender was court appointed on November 30, 2012, to represent Defendant in appeal proceedings. The Public Defender believes and therefore certifies that the Petitioner is indigent and should be granted the right to proceed in forma pauperis.
3. Undersigned counsel has received no information regarding a substantial change in the financial condition of the Petitioner.
4. The Public Defender is providing free legal service to the Petitioner.

WHEREFORE, Applicant respectfully requests leave to file an appeal and proceed in forma pauperis pursuant to Pennsylvania Rules of Criminal Procedure 552.

Respectfully submitted,

ELLIOT HOWSIE  
Public Defender

SUZANNE M. SWAN  
Chief-Appellate Division

  
JESSICA L. HERNDON  
Assistant Public Defender  
Appellate Counsel

## IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA

## CRIMINAL DIVISION

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COMMONWEALTH OF PENNSYLVANIA	:	CC No. 201202821
	:	
v.	:	OTN No. G-547703-2
	:	
MATTHEW EBO,	:	
Defendant	:	

**O R D E R**

AND NOW, July 24, 2013, upon presentation of the foregoing Petition in the above-captioned case, the above-captioned Defendant is granted leave of Court to proceed on appeal in forma pauperis. Said leave is granted by the Department of Records - Criminal Division pursuant to Pennsylvania Rules of Appellate Procedure 552(d).

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IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA  
CRIMINAL DIVISION

COMMONWEALTH OF PENNSYLVANIA	:	CC No. 201202821
	:	
v.	:	OTN No. G-547703-2
	:	
MATTHEW EBO,	:	
	:	
Defendant	:	

**A F F I D A V I T**

I certify that the following listed individual are the only court reporters responsible for transcribing any part of the record necessary for the above-captioned appeal which have already been transcribed and filed with the Department of Court Records - Criminal Division and received by our office. To the best of my knowledge at this time, these individuals are as follows:

**Michelle Maglicco – Motions (6/7/12)**

**Teresa Benson – Motions Continuance (6/8/12)**

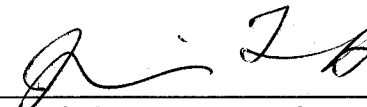
**Debbie Betzler – Bail Hearing (6/13/12)**

**Denise Zwick – Pretrial Motions (7/27/12)**

**Janet Barto – Jury Trial (8/22/12 (9/4/12)**

**Judy Dobies – Motion for Extraordinary Relief (10/5/12)**

**Mary Spagnolo – Sentencing (11/28/12)**

  
\_\_\_\_\_  
JESSICA L. HERNDON  
Assistant Public Defender  
Appellate Counsel

IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA  
CRIMINAL DIVISION

COMMONWEALTH OF PENNSYLVANIA	:	CC No. 201202821
	:	
v.	:	OTN No. G-547703-2
	:	
MATTHEW EBO,	:	
Defendant	:	

**PROOF OF SERVICE**

I, Jessica L. Herndon, Esquire, of the Office of the Public Defender hereby certify that on this day the Amended Notice of Appeal was served upon the following persons, by hand delivery, which satisfies the requirements of Pa.R.A.P. 121 to:

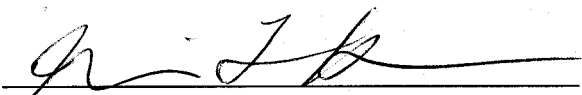
The Honorable Beth A. Lazzara  
509 Allegheny County Courthouse  
436 Grant Street  
Pittsburgh, Pennsylvania 15219  
(412) 350-5981

Court Administrative Office  
Claire C. Capristo, Court Administrator  
3<sup>rd</sup> Floor, 437 Frick Building  
Pittsburgh, Pennsylvania 15219  
(412) 350-5410

Michael W. Streily, Esquire  
District Attorney's Office  
301 Allegheny County Courthouse  
436 Grant Street  
Pittsburgh, Pennsylvania 15219  
(412) 350-4377

Court Reporters  
415 County Office Building  
542 Forbes Avenue  
Pittsburgh, PA 15219  
(412) 350-5414

Thomas McCaffrey  
Criminal Court Administrator  
535 Allegheny County Courthouse  
Pittsburgh, Pennsylvania 15219

  
JESSICA L. HERNDON  
PA I.D. #93388  
Assistant Public Defender  
Appellate Counsel

OFFICE OF THE PUBLIC DEFENDER  
400 County Office Building  
542 Forbes Avenue  
Pittsburgh, PA 15219-2904  
(412) 350-2403

Date: July 24, 2013